

20 March 1969

**MEMORANDUM FOR THE RECORD**

**SUBJECT: Conversation with Senator Birch Bayh (D., Ind.)  
Re S. 782**

25X1A

1. [ ] and I talked for a half hour with Senator Birch Bayh regarding the Ervin bill, S. 782. We showed the Senator recent correspondence to and from Senator Ervin, and told him of our contacts with Senators Russell and Stennis. Bayh said Stennis had expressed interest in the problem a couple of times recently and indicated at one point he might take it up directly with Ervin. In Bayh's view, we would probably gain little from an executive session hearing before the Ervin Subcommittee and our position with the full Judiciary Committee and the Senate as a whole would indeed be stronger if we are turned down by the Ervin Subcommittee, since we could then claim we had never been given a proper hearing of any sort.

2. In response to our question about the prospects of support in the full Judiciary Committee, Bayh suggested it might be more profitable to approach individual members separately, since in the case of a full hearing many of them probably wouldn't show up. He suggested the following members might be favorably disposed and should be approached:

James Eastland (D., Miss.)  
John McClellan (D., Ark.)  
Thomas Dodd (D., Conn.)  
Birch Bayh (D., Ind.)  
Everett Dirksen (R., Ill.)  
Roman Hruska (R., Neb.)  
Strom Thurmond (R., S. C.)  
Robert C. Byrd (D., W. Va.)  
Marlow Cook (R., Ky.)  
Charles Mathias (R., Md.)

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3. In Senator Bayh's opinion the following Judiciary Committee members would be hostile and it would be a mistake to talk to them:

Sam J. Ervin (D., N. C.)  
Philip Hart (D., Mich.)  
Edward Kennedy (D., Mass.)  
Quentin Burdick (D., N. Dak.)  
Joseph Tydings (D., Md.)  
Hiram Fong (R., Hawaii)  
Hugh Scott (R., Pa.)

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